

Patent

Attorney Docket No.: WHB-31573

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of : FISHER, Richard P.  
 Serial No. : 10/068,235  
 Confirmation No. : 7702  
 Filing Date : February 6, 2002  
 For : Encoder-Based Control of Printhead Firing in a Label Printer  
 Group Art Unit : 2861

OCT 30 2003

OFFICIAL

## CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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- transmitted by facsimile to Fax No.: 1-703-872-9306 addressed to Examiner Kristal Feggins at the Patent and Trademark Office.

Date: Oct. 30, 2003

*Rosa Story*

Commissioner for Patents  
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RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This communication is responsive to the Office Action mailed October 2, 2003. The Applicant responds as follows:

STATUS OF CLAIMS

Claims 1-28 are currently pending and are subject to restriction and/or election requirement.

RESTRICTION

The Examiner has restricted the claims in the above-identified application into the following groups:

✓USSN: 10/068,235

FISHER, Richard P.

- Group I: Claims 1-13, 15 and 20-28, relates to a method of printing to a label media based on a position of the label media;
- Group II: Claims 14 and 16-19, relates to encoder-based method of controlling the printhead firing in a label printer on a media positioning and printing system.

ELECTION

In response thereto, the Applicant hereby elects for prosecution on the merits the claims of Group II (i.e., Claims 14 and 16-19).

Entry of this election and speedy examination and allowance of the elected claims is earnestly requested. The Examiner is invited to call the Applicants' attorney at (414) 223-5054 in the event that such communication would facilitate examination of the application.

Respectfully submitted,



Alexander R. Kuszewski  
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Dated: October 30, 2003

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